

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: <b>Bera, et al.</b>	§	Case: <b>8549/ETCH/DRIE/JB1</b>
	§	
Serial No.: <b>10/821,310</b>	§	Filed: <b>April 8, 2004</b>
	§	
Examiner: <b>Zervigon, Rudy</b>	§	Group Art Unit: <b>1763</b>
	§	
Confirmation No.: <b>9721</b>	§	
	§	
Title: <b>APPARATUS FOR</b>	§	
<b>CONTROLLING GAS FLOW IN A</b>	§	
<b>SEMICONDUCTOR SUBSTRATE</b>	§	
<b>PROCESSING CHAMBER</b>	§	

MAIL STOP APPEAL BRIEF-PATENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF  
DATED MAY 15, 2009**

Appellants submit this Response to the Notice of Non-Compliant Appeal Brief mailed May 15, 2009. This Response is believed to be timely since filed by the due date of June 15, 2009, as set by mailing of the Notice of Non-Compliant Appeal Brief on May 15, 2009. Please charge any additional fees that may be required to make this response timely and acceptable to Deposit Account No. 20-0782.

**COMMENTS**

The Appeal Brief filed on May 21, 2007 was deemed defective, as the Office asserts that the brief does not contain the summary of claimed subject matter referring to claims on appeal explicitly to the specification by page, and line numbers and to the drawings if any. In response to the Notice of Non-Compliant Appeal Brief mailed May 15, 2009, Applicants submit the attached revised the summary of claimed subject matter.

Respectfully submitted,

*June 13, 2009*



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